

# EXHIBIT

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**DEPOSITION OF NEVA JANE VAN METER**

**December 8, 2006**

**Pages 1 through 31**

**CONDENSED TRANSCRIPT AND CONCORDANCE  
PREPARED BY:**

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<p style="text-align: right;">Page 1</p> <p>1        IN THE UNITED STATES DISTRICT COURT    2        FOR THE MIDDLE DISTRICT OF ALABAMA    3                    EASTERN DIVISION    4    5        WENDELL DEAN VAN METER,    6                    NEVA JANE VAN METER,    7    8                    Plaintiffs,    9    10          Vs.                    CIVIL ACTION NO.    11                    3:06-CV-583-DRB    12          THE CITY OF LANETT,    13                    etc., et al.,    14                    Defendants.    15    16          * * * * *    17    18          DEPOSITION OF NEVA JANE VAN METER, taken    19          pursuant to stipulation and agreement before Lisa    20          J. Nix, Registered Professional Reporter and    21          Commissioner for the State of Alabama at Large, in    22          the Law Offices of James Ingram and William Harris,    23          2005 South Broad Avenue, Lanett, Alabama on Friday,    24          December 8, 2006, commencing at approximately    25          11:50 a.m. CST.    26    27          * * * * *</p>	<p style="text-align: right;">Page 3</p> <p>1                    STIPULATION    2        It is hereby stipulated and agreed by and    3        between counsel representing the parties that the    4        deposition of NEVA JANE VAN METER is taken pursuant    5        to the Federal Rules of Civil Procedure and that    6        said deposition may be taken before Lisa J. Nix,    7        Registered Professional Reporter and Commissioner    8        for the State of Alabama at Large, without the    9        formality of a commission, that objections to    10        questions other than objections as to the form of    11        the question need not be made at this time but may    12        be reserved for a ruling at such time as the said    13        deposition may be offered in evidence or used for    14        any other purpose by either party provided for by    15        the Statute.    16        It is further stipulated and agreed by and    17        between counsel representing the parties in this    18        case that the filing of said deposition is hereby    19        waived and may be introduced at the trial of this    20        case or used in any other manner by either party    21        hereto provided for by the Statute regardless of    22        the waiving of the filing of the same.    23        It is further stipulated and agreed by and</p>
<p style="text-align: right;">Page 2</p> <p>1                    APPEARANCES    2    3          FOR THE PLAINTIFF:    4          Mr. James Ingram    5          Mr. William Harris    6          Attorneys at Law    7          2005 South Broad Avenue    8          Post Office Box 1175    9          Lanett, AL 36863    10    11          FOR THE DEFENDANT:    12          Mr. T. Randall Lyons    13          WEBSTER, HENRY, LYONS &amp; WHITE    14          Attorneys at Law    15          418 Scott Street    16          Montgomery, Alabama    17    18          * * * * *</p>	<p style="text-align: right;">Page 4</p> <p>1        between the parties hereto and the witness that the    2        signature of the witness to this deposition is    3        hereby waived.    4    5        * * * * *</p> <p>6    7        NEVA JANE VAN METER    8        The witness, after having first been duly    9        sworn to speak the truth, the whole truth and    10        nothing but the truth testified as follows:    11                    EXAMINATION    12                    BY MR. LYONS:    13        Q. Could I get you to state your full name for    14        the Record, please, ma'am.    15        A. Like maiden name also? I dropped it.    16        Q. Whatever you go by.    17        A. Neva, N-E-V-A, Jane Van Meter.    18        Q. Ms. Van Meter, my name is Randy Lyons. I    19        represent the City of Lanett in a lawsuit    20        that you and your husband have filed.    21        I took your husband's deposition    22        earlier today, and I'm taking your    23        deposition to ask you just a few questions,</p>

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1 some to find out a little bit more about 2 you and to ask you about your claims in 3 this lawsuit.	1 A. Other than, like, police things and all, 2 no. Well, no, I haven't never been in one, 3 no.
4 If I ask you anything you don't 5 understand, stop me and tell me and I'll 6 rephrase it or re-ask it to where you and I 7 understand each other. Okay?	4 You make me nervous. Did you know 5 that?
8 A. (Witness nods head up and down.) Right.	6 Q. I make you nervous?
9 Q. Make sure you answer out yes or no or 10 whatever, not just a nod of the head or an 11 uh-huh or huh-uh.	7 A. Yes, you sure do.
12 A. Okay.	8 Q. I'm sorry. I would never intend to make 9 you nervous. I'm sorry. Just take a deep 10 breath. I'm not going to bite you. I'll 11 sit way over here. This is as loud as I'll 12 ever talk.
13 Q. And if you answer my question, I'm going to 14 assume you understood it. Okay?	13 A. Thank you.
15 A. Okay.	14 Q. So there's no need to be nervous. Okay?
16 Q. Have you ever given a deposition before 17 today?	15 A. All right. Thank you.
18 A. Yes.	16 Q. You said you've never been a plaintiff in 17 any other lawsuit. Have you ever been a 18 defendant where anyone has sued you? You 19 said something about police. Have you been 20 a police officer?
19 Q. And what kind of case was that in?	21 A. No.
20 A. Oh, my gosh. It was one where two of our 21 friends got killed on the interstate, and 22 we saw the boys before they got it. And 23 the truck driver was saying that they had	22 Q. Okay.
	23 A. I just know that a long time ago -- it was
Page 6	Page 8
1 been harassing him all the way from 2 Montgomery, but we knew that wasn't true. 3 And that was about 30 something years ago 4 probably.	1 probably about when Dean was way, way in 2 policing, he had a wreck in a police car 3 and a lady sued him -- sued the sheriff's 4 department. I didn't know if that was it 5 or not.
5 Q. So you were just a witness?	6 Q. Only if they had sued you.
6 A. Right, but I still had to swear. I mean, 7 I'm sorry.	7 A. Oh, no. No.
8 Q. You weren't a party to the lawsuit? You 9 were just a witness to the accident or what 10 was going on?	8 Q. I'm going to ask you a series of questions 9 I ask everybody. I don't mean to offend 10 you by asking you these questions. Okay?
11 A. We were a witness that they had left.	11 Have you ever filed for bankruptcy?
12 Q. Okay. But you still had to swear. You're 13 right.	12 A. No.
14 Any other depositions you've given 15 other than that?	13 Q. Have you ever filed for disability?
16 A. Not that I know -- I can recall at this 17 time.	14 A. No.
18 Q. Okay. Have you ever been a plaintiff in 19 any other kind of lawsuit other than this 20 case, where you sued someone?	15 Q. Have you ever been arrested for anything?
21 A. Not that I know of.	16 A. No.
22 Q. Have you ever been a defendant in any 23 lawsuit where someone has sued you?	17 Q. What is your date of birth?
	18 A. 5-29-52.
	19 Q. Your social security number?
	20 A. 258-90-5402.
	21 Q. Thank you. Do you have an Alabama driver's 22 license?
	23 A. Alabama 3003919.

Deposition of Neva Jane Van Meter

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		Page 9	Page 11
1	Q. Does it have any restrictions on it?		
2	A. No, sir.		
3	Q. Has it ever been suspended or revoked for		
4	any reason?		
5	A. No, sir. It's got some stuff on it I don't		
6	need, like vehicle -- I mean a vessel		
7	license and all that they put on it that		
8	I've never done.		
9	Q. You have a boat license, but you've never		
10	taken the test?		
11	A. I was grandfathered in.		
12	Q. Oh, okay. You just never know when you		
13	might need it.		
14	A. I've got a motorcycle license, too, but I		
15	can't drive a motorcycle.		
16	Q. Do you have a CDL like your husband does?		
17	A. No, sir, I haven't done that yet. I can		
18	drive a horse.		
19	Q. You don't have to have a license with that,		
20	though.		
21	A. No, yet.		
22	Q. Yet. Okay.		
23	As far as the claims in this lawsuit,		
		Page 10	Page 12
1	you didn't have any involvement when your		
2	husband obtained these personnel files, did		
3	you? You weren't with him?		
4	A. Oh, no, sir.		
5	Q. Did you know anything about him getting the		
6	personnel files?		
7	A. What do you mean?		
8	Q. When did you first learn that he had		
9	obtained any personnel files?		
10	A. When they were talking.		
11	Q. When who was talking?		
12	A. I mean, it was all over the newspaper and		
13	everything else.		
14	Q. Okay. This is once, then, the City has		
15	called him in about disciplining him about		
16	the situation?		
17	A. Right. Because, I mean, he -- I don't like		
18	to hear police work, a lot of stuff, and he		
19	doesn't like to hear my work, a lot of		
20	stuff.		
21	Q. Okay.		
22	A. And we talk just general like husband and		
23	wife, I mean, just ...		

<p style="text-align: right;">Page 13</p> <p>1 necessarily hear about his work. Isn't 2 that what you said? 3 A. Basically. 4 Q. All I'm asking is, is that attitude 5 something that has just recently occurred 6 or is that something that you've kind of 7 felt like that for several years? That's 8 all I'm asking. 9 A. It's more recent. 10 Q. Within the past year or more than the past 11 year? 12 A. Probably within the past year. 13 Q. Would it have been, then, since his 14 termination from the City of Lanett that 15 you have taken up this attitude about I 16 don't want to hear about your work if you 17 don't want to hear about mine? 18 A. Well, it got Dean upset because Dean -- 19 Dean has got tapes where he has nearly got 20 shot and all like that, and the only thing 21 that saved him was God. Because the only 22 thing that kept him from getting killed was 23 the reflection of a guy with a gun pointing</p>	<p>1 same way. 2 Q. Did he listen to you about your work at 3 that time before he got terminated from 4 Lanett? 5 A. Well, he doesn't understand my work. 6 Q. What do you do? 7 A. I'm a billing clerk for -- I fool with 8 computers. 9 Q. You work for Huguley Water Works? 10 A. Right. Huguley Water Authority &amp; Fire 11 Protection. And I deal with computer 12 things a lot, and sometimes -- you know, if 13 you're talking about, you know, bytes and 14 stuff like that, he doesn't know, so I ... 15 Q. So if you get to be too technical on what 16 you're talking about, he doesn't -- either 17 doesn't want to know or doesn't understand? 18 A. I don't think he understands it. 19 Q. How long have you worked for Huguley? 20 A. Be 20 -- no, 19 years this month. 21 Q. You told me that he was upset. Did you go 22 to any of the hearings with the City of 23 Lanett with him?</p>
<p style="text-align: right;">Page 14</p> <p>1 to him in the mirror, and he has still got 2 that tape. 3 And for a long time -- He pulled two 4 boys out of a truck when he was with the 5 sheriff's department. He can still tell 6 you right now what those kids had on. 7 I mean, he was that dedicated. And he 8 was extremely hurt over the whole situation 9 because he gave his life for that place. 10 Q. Okay. 11 A. And that's when I decided then I didn't -- 12 you know, I didn't want to hear any more 13 about Lanett. I'm sorry. 14 Q. That's what I'm asking. 15 A. I mean, because he was so hurt. 16 Q. I just want to find out, when did that 17 start? So before he was terminated with 18 Lanett, you did listen to each other -- 19 A. I did listen to all -- I mean, I would 20 listen to him as -- just like your wife 21 listens to you if you have a problem or if 22 you have something that's on your mind. 23 You listen to her. I listened to him the</p>	<p>1 A. I was not allowed to go in. They wouldn't 2 let us in. 3 Q. So you were there but weren't allowed to go 4 in? 5 A. Right. 6 Q. Were you at the city council hearing where 7 the city council voted for his termination? 8 A. Well, we were there when they called him in 9 the other office. They said that we could 10 have an open meeting, and all of us came 11 there. Then they said we couldn't have it 12 because something about it was discussing 13 his character or something and some other 14 something they said. 15 Q. Okay. So you went to some meeting and -- 16 A. I went to one, and they would not let us 17 in. 18 Q. You went to a meeting, and they would not 19 let you in because -- 20 A. Well, let me rephrase it. We went in, but 21 they told us to leave, to go out. 22 Q. Okay. What you're telling -- Let me see if 23 I understand it. You're saying you went to</p>

<p style="text-align: right;">Page 17</p> <p>1 a meeting. You went into the meeting. You    2 were told that you needed to leave because    3 they were going to be discussing his    4 character; is that right?</p> <p>5 A. Well, they told us it was an open meeting.    6 And then when we got there and the    7 auditorium was full and there were people    8 outside, they said then it would not be an    9 open meeting. It would be a closed    10 meeting.</p> <p>11 Q. Okay.</p> <p>12 A. And they wouldn't let anybody go in but    13 him, and I'm not sure --</p> <p>14 THE WITNESS: I think you --</p> <p>15 Q. Probably his lawyers.</p> <p>16 MR. INGRAM: We were there.</p> <p>17 A. They were there, but they wouldn't let us    18 in. Because we had to stay out in the    19 sprinkling rain.</p> <p>20 Q. Why did they tell you that they would not    21 let you stay, if they told you?</p> <p>22 A. They told us, and I can't remember exactly    23 why.</p>	<p>1 that's told you that?</p> <p>2 A. At this very moment, I couldn't tell any    3 names.</p> <p>4 Q. Okay. Have you ever spoken with the mayor,    5 anybody with the city council about this?</p> <p>6 A. No. Joel came on my job and asked me how    7 my mother was doing one day.</p> <p>8 Q. Okay. Did you ask him about -- or talk to    9 him about this --</p> <p>10 A. No, I asked him how his mother and daddy    11 was doing.</p> <p>12 Q. Other than that, no other conversation?</p> <p>13 A. I haven't talked to Joel. I haven't talked    14 to ... I try to avoid them.</p> <p>15 Q. You understand this is the only time I get    16 to ask you questions, and so I don't know    17 whether you've talked to anybody or not.    18 That's the reason I'm asking. I'm not    19 trying to pick at you.</p> <p>20 A. I mean, if I have, I do not recall it at    21 this time.</p> <p>22 Q. That's fine. I'm just trying to find out    23 if you have.</p>
<p style="text-align: right;">Page 18</p> <p>1 Q. Okay. But they -- Not only you, but they    2 made everybody else --</p> <p>3 A. They made everybody leave.</p> <p>4 Q. Okay. So it wasn't as if they singled you    5 out. They made everybody go?</p> <p>6 A. They made everybody go because there were    7 so many people there.</p> <p>8 Q. So other than that one meeting, did you go    9 to any other meetings, hearings or    10 whatever?</p> <p>11 A. No.</p> <p>12 Q. Have you had any discussion with anybody at    13 the City of Lanett about this incident with    14 your husband?</p> <p>15 A. I've had several people that have said that    16 they've -- that they really liked Dean and    17 he was a real good police officer.</p> <p>18 Q. Who told you that?</p> <p>19 A. I don't know. It's just several employees    20 from -- I mean, I'm in a lot of stuff, and    21 I know a lot of people.</p> <p>22 Q. Okay. But as far as anybody in particular,    23 you can't think of anybody in particular</p>	<p style="text-align: right;">Page 20</p> <p>1 And as far as your claim, you have a    2 claim for loss of consortium in this case.    3 Do you know -- What do you base your claim    4 on? What is your loss of consortium base    5 upon?</p> <p>6 A. Well, since they've let him go, I've    7 basically caught hell at home. I'll be    8 honest. I'm a very Christian person, and I    9 will tell you that.</p> <p>10 Q. Can you give me some examples?</p> <p>11 A. We sleep in separate rooms now.</p> <p>12 Q. Y'all didn't sleep in separate rooms    13 before?</p> <p>14 A. No.</p> <p>15 Q. And whose choice was that?</p> <p>16 A. I don't know.</p> <p>17 Q. And I don't mean -- I'm not trying to pry,    18 but when you make this claim, I have to ask    19 these questions.</p> <p>20 If you need to take a break, you tell    21 me and we'll stop at any time. Do you want    22 to take a break for a second?</p> <p>23 A. (Nods head up and down.)</p>

1 (Brief recess was taken.) 2 Q. We were talking about -- before we took a 3 break, you said y'all were staying in 4 separate rooms. Any other way that it's 5 affected your relationship other than -- 6 A. Yeah, a lot of things. He's drinking 7 more. Everything I do is wrong. 8 Everything -- if I pick up this can, it's 9 wrong and I get cussed out. 10 He's going through a bad depression. 11 He thinks everybody has turned their back 12 on him. He used to have places that would 13 call and ask him if he would go to work for 14 them. Not now. He couldn't even get a 15 job. 16 And then you get your bills set up with 17 two incomes like that, and all of a sudden 18 it's cut down. Have you ever had your 19 lights cut off? We have.	1 Q. So it's not something you take on a daily 2 basis? 3 A. No. It's something that I am -- I used to 4 be a nurse, and I am not -- I would rather 5 not take a medication than get addicted to 6 one. A daily basis as prescribed, I do not 7 take it because I will not. I have my 8 faith. 9 Q. Where do you attend church? 10 A. Happy Valley Baptist Church. That's a 11 fantastic church. If you're there 12 sometime, we would very welcome you to 13 come.
20 Q. You have? 21 A. We have. 22 Q. Okay. 23 A. We were always being -- giving to Toys For	14 THE WITNESS: And you, too. 15 Q. Do you hold any office in the church? 16 A. No, I'm in the choir, which I had to drop 17 out of it for a little while because Dean 18 was -- Dean was, well, you're going to 19 choir practice, you're going to this, 20 you're going to that. You don't want to be 21 home with me. 22 I mean, I have caught it. I dropped 23 out for several months, and then I went
Page 22 1 Tots and helping them at Christmas, DHR. 2 DHR called this time, and we couldn't help 3 them. 4 My husband did not see my kids grow up 5 because he was so dedicated to police 6 work. He went to a ball game that Michael 7 was playing in. He got to come for one 8 quarter. And Peggy Hester that was working 9 for the police department came and got 10 him. They had a burglary. 11 He gave his whole life for this, and 12 now he feels like he's betrayed, totally 13 betrayed.	Page 24 1 back because my faith is with me. And 2 that's how I can serve Him, and I'm going 3 to do it. 4 Q. Is there any specific instance that you can 5 think of that stands out in your mind 6 that's been an argument, fight or anything 7 else that stands out in your mind because 8 of this, or is it just kind of -- 9 A. If I do anything now, it's wrong. If I 10 pick up this can, it's wrong. 11 Q. You mentioned that. I was about to say, is 12 it just kind of an all-the-time type thing 13 that -- 14 A. It's every day. It's every day. 15 Q. Y'all have not separated at any point? 16 A. No, I do not believe in it. 17 Q. Okay. Had you ever had any kind of marital 18 problems prior to his being terminated with 19 the City of Lanett? 20 A. Not that I can remember. 21 Q. Never had any separations or any other -- 22 A. No. 23 Q. -- where y'all stayed in separate rooms
14 Q. Have y'all had any marriage counseling or 15 anything like that? 16 A. No. 17 Q. Are you taking any kind of medication 18 because of this? 19 A. I take Xanax. 20 Q. And who prescribed that for you? 21 A. Dr. Hemberg. But I take it when I need 22 it. I know when I need it and when I 23 don't.	

<p style="text-align: right;">Page 25</p> <p>1 before this?</p> <p>2 A. No.</p> <p>3 Q. Has anybody talked with you about any claim</p> <p>4 that Dean was accused of stealing anything</p> <p>5 from the City?</p> <p>6 A. Maybe in general conversation, but I cannot</p> <p>7 tell you -- I couldn't honestly tell you.</p> <p>8 Q. Okay.</p> <p>9 A. Right now, I am -- I try to block things</p> <p>10 out, and a lot of things I totally block</p> <p>11 out due to being hurt.</p> <p>12 Q. So as far as if you've heard anybody, it</p> <p>13 may have been general conversation? You</p> <p>14 can't think of anything specific?</p> <p>15 A. No, I can hold a conversation with you and</p> <p>16 be blocked out.</p> <p>17 Q. Okay.</p> <p>18 A. Because it's like I say now, you hear it,</p> <p>19 but you get to the point where you don't</p> <p>20 want to hear it. If you're with somebody</p> <p>21 that everything you did was wrong, would</p> <p>22 you not block it out?</p> <p>23 Q. Well, I guess I'm asking, though, outside</p>	<p style="text-align: right;">Page 27</p> <p>1 A. I have two sons, and we're raising a</p> <p>2 granddaughter. And we do all the -- all</p> <p>3 expenses for her. We have custody.</p> <p>4 Q. How old is she?</p> <p>5 A. She's eight.</p> <p>6 Q. What grade is she in?</p> <p>7 A. She's in third.</p> <p>8 Q. Has it caused y'all problems being able to</p> <p>9 pay for things for her?</p> <p>10 A. (Nods head up and down.) Yes, sir.</p> <p>11 Q. What's her name?</p> <p>12 A. Britiany, B-R-I-T-I-A-N-Y, Nicole. In</p> <p>13 fact, we were short one week on day care,</p> <p>14 and my youngest son paid for it. And they</p> <p>15 buy a lot of her clothes. And that's not</p> <p>16 his daughter.</p> <p>17 Q. Does your son live here, the younger one?</p> <p>18 A. Uh-huh. (Positive response.) He lives</p> <p>19 here. Both of them live here.</p> <p>20 Q. And what are your sons' names?</p> <p>21 A. Preston, and the youngest one is Michael.</p> <p>22 Q. Is Preston employed anywhere?</p> <p>23 A. Right now, he's supposed to be on no work</p>
<p style="text-align: right;">Page 26</p> <p>1 of your husband, have you had anyone else</p> <p>2 tell you that you can recall that he was</p> <p>3 accused of stealing anything?</p> <p>4 A. I don't know. I could not ...</p> <p>5 Q. All I want is basically that -- The reason</p> <p>6 for my question is this. If we end up</p> <p>7 having to go to trial in this case and you</p> <p>8 got on the stand and said, well, so-and-so</p> <p>9 came and told me this or that and I had</p> <p>10 asked you and you didn't tell me, that</p> <p>11 would be -- that's why I'm asking, so ...</p> <p>12 A. Like I said, I have heard, but I cannot</p> <p>13 tell you specifically. I mean, because</p> <p>14 this was -- this was the whole, like, talk</p> <p>15 of the town deal.</p> <p>16 You can hear different things from</p> <p>17 rumors and people, but it's not like -- I</p> <p>18 can't remember everybody I had a</p> <p>19 conversation with two years ago. I can't.</p> <p>20 Or who said what for two years, I can't do</p> <p>21 that. If I told you I could, I would be</p> <p>22 lying.</p> <p>23 Q. Do y'all have children?</p>	<p style="text-align: right;">Page 28</p> <p>1 available.</p> <p>2 Q. He's on no work available?</p> <p>3 A. Right. It's like -- He works</p> <p>4 construction. If they don't have anything,</p> <p>5 they don't work.</p> <p>6 Q. Okay. So he's on no work available?</p> <p>7 A. Right. That's the best way to put it. I</p> <p>8 mean, no work.</p> <p>9 Q. Where does Michael work?</p> <p>10 A. Michael works at Milliken.</p> <p>11 Q. Is Preston married?</p> <p>12 A. Preston is married.</p> <p>13 Q. What's his wife's name?</p> <p>14 A. Rhonda.</p> <p>15 Q. Does she work anywhere?</p> <p>16 A. She works at Wendy's.</p> <p>17 Q. Wendy's?</p> <p>18 A. Right.</p> <p>19 Q. And Michael, is he married?</p> <p>20 A. Michael is married to Dixie.</p> <p>21 Q. And where does she work?</p> <p>22 A. She works at the operating room at George</p> <p>23 H. Lanier Hospital.</p>

1                   Dean was a good policeman. I'm  
2                   serious.  
3 Q. I mean, that's not what I'm here to ask you  
4                   questions about.  
5 A. I know.  
6                   MR. LYONS: I appreciate your  
7                   coming today. I don't think I  
8                   have anything else to ask  
9                   you. Thank you, ma'am.  
10                  THE WITNESS: Thank you.

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1 contain a true and correct transcript of the  
2 examination of said witness by counsel for the  
3 parties set out herein. The reading and signing of  
4 same is hereby waived.

5 I further certify that I am neither of kin  
6 nor of counsel to the parties to said cause nor in  
7 any manner interested in the results thereof.

This 19th day of December 2006.

Lisa J. Nix, Registered  
Professional Reporter and  
Commissioner for the State  
of Alabama at Large

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1 REPORTER'S CERTIFICATE  
2 STATE OF ALABAMA:  
3 MONTGOMERY COUNTY:  
4 I, Lisa J. Nix, Registered Professional  
5 Reporter and Commissioner for the State of Alabama  
6 at Large, do hereby certify that I reported the  
7 deposition of:  
8 NEVA JANE VAN METER  
9 who was first duly sworn by me to speak the truth,  
10 the whole truth and nothing but the truth, in the  
11 matter of:  
12 WENDELL DEAN VAN METER, NEVA JANE VAN  
13 METER,  
14 Plaintiffs,  
15 Vs.  
16 THE CITY OF LANETT, etc., et al.,  
17 Defendants.  
18 In The U.S. District Court  
19 For the Middle District of Alabama  
20 Northern Division  
21 Case Number 3:06-CV-583-DRB  
22 on Friday, December 8, 2006.  
23 The foregoing 29 computer printed pages

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